

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

BEATRICE MOFFATT and HARLAN  
MOFFATT,

Plaintiffs,

v.

HOLLAND AMERICA LINE – WESTOURS  
INC., *et al.*,

Defendants.

CASE NO. C05-0680RSM

ORDER GRANTING MOTION TO  
CONTINUE NOTING DATE FOR  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT

This matter comes before the Court on plaintiffs' motion to re-note defendants' motion for summary judgment from June 3, 2005, until July 7, 2005. (Dkt. #10). Plaintiffs explain that their local counsel has filed a motion to withdraw, and request the extension in order to allow new counsel to enter the case before a response is due. Defendants have no objection to the motion provided that plaintiffs are not allowed any further continuances of the summary judgment motion. (Dkt. #11). Defendants note that both local counsel and out of state counsel will have had plenty of time to prepare a response by the July due date.

Accordingly, the Court hereby ORDERS:

(1) Plaintiff's Motion to Continue (Dkt. #10) is GRANTED. The Court shall RE-NOTE defendants' Motion for Summary Judgment (Dkt. #6) for July 8, 2005.<sup>1</sup> Pursuant to the

<sup>1</sup> The Court notes that plaintiffs requested a noting date of July 7, 2005, which is a Thursday. However, pursuant to this Court's Local Rules, all dispositive motions are noted for

1 Court's Local Rules, plaintiffs' response to the motion is now due July 5, 2005. Local Rule CR  
2 7(d)(3). Any reply by defendants is due the same day the motion is noted, July 8, 2005. Local  
3 Rules CR 7(d)(3).

4 (2) The Clerk shall direct a copy of this Order to all counsel of record.

5 DATED this 2<sup>nd</sup> day of June, 2005.

6  
7 /s/ Ricardo S. Martinez  
8 RICARDO S. MARTINEZ  
9 United States District Judge  
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26 consideration on a Friday. Local Rule CR 7(d)(3). Accordingly, the Court will re-note  
defendants' motion for summary judgment one day later than requested.